IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

Bail Appl..No. 4177 of 2007()

CR 104/07 OF CHENGANNUR EXCISE RANGE
CMP.2088/2007 of J.M.F.C.-II, CHENGANNUR

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PETITIONERS/ACCUSED

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1. SREEKUMAR, AGED 21 YEARS,
S/O.SIVAN, KYPALLIKIZHAKKETHIL,
BUDHANURPADINJATTUM MURI, ENNAKKAD VILLAGE,
CHENGANNUR TALUK.

2. SUNDHARA, AGED 39 YEARS,
S/O.THIRUVAN, PUTHANPARAMBIL,
BUDHANURPADINJATTUM MURI, ENNAKKAD VILLAGE,
CHENGANNUR TALUK.

BY ADV. SRI. K.SHAJ
SRI.SAJJU.S

RESPONDENTS: COMPLAINANT

STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 11/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 4177 of 2007

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Dated this the 11th day of July, 2007

O R D E R

Application for regular bail. Allegations are raised under the Kerala Abkari Act. The petitioners were allegedly found to be in possession of 1.5 litres of arrack on 23.6.2007. They were both arrested and they continue in custody from that date. There is no allegation of any antecedent criminality against the petitioners.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioners shall be released on bail on the following terms and conditions.

(a) The petitioners shall execute bonds for Rs.25,000/- (Rupees twenty five thousand only) each with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) They shall make themselves available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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